

EXHIBIT 1

BUDAPEST TREATY ON THE INTERNATIONAL
RECOGNITION OF THE DEPOSIT OF MICROORGANISMS
FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

Robert Koch-Institut
Nordufer 20
13353 Berlin

VIABILITY STATEMENT
issued pursuant to Rule 10.2 by the
INTERNATIONAL DEPOSITORY AUTHORITY
identified at the bottom of this page

I. DEPOSITOR	II. IDENTIFICATION OF THE MICROORGANISM
<p>Name: Robert Koch-Institut Nordufer 20 Address: 13353 Berlin</p>	<p>Accession number given by the INTERNATIONAL DEPOSITORY AUTHORITY: DSM ACC2539 Date of the deposit or the transfer: 2002-04-09</p>
III. VIABILITY STATEMENT	
<p>The viability of the microorganism identified under II above was tested on 2002-04-09 On that date, the said microorganism was</p> <p><input checked="" type="checkbox"/> viable <input type="checkbox"/> no longer viable</p>	
IV. CONDITIONS UNDER WHICH THE VIABILITY TEST HAS BEEN PERFORMED	
V. INTERNATIONAL DEPOSITORY AUTHORITY	
<p>Name: DSMZ-DEUTSCHE SAMMLUNG VON MIKROORGANISMEN UND ZELLKULTUREN GmbH Address: Mischeroder Weg 1b D-38124 Braunschweig</p>	<p>Signature(s) of person(s) having the power to represent the International Depository Authority or of authorized official(s): <i>V. Weiske</i> Date: 2002-04-16</p>

- 1. Indicate the date of original deposit or, where a new deposit or a transfer has been made, the most recent relevant date (date of the new deposit or date of the transfer).
- 2. In the cases referred to in Rule 10.2(a) (ii) and (iii), refer to the most recent viability test.
- 3. Mark with a cross the applicable box.
- 4. Fill in if the information has been requested and if the results of the test were negative.

Form DSMZ-BP/9 (sole page) 12/2001